

Message Text

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67

ACTION PM-03

INFO OCT-01 SS-14 ISO-00 ACDA-10 IO-03 NSC-05 NSCE-00

EUR-08 DODE-00 NEA-07 CIAE-00 SP-02 OES-02 L-01 PRS-01

EB-03 /060 W

----- 074134

R 101703Z MAR 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC 7096

INFO AMEMBASSY LONDON

AMEMBASSY NEW DELHI

AMEMBASSY OTTAWA

AMEMBASSY PARIS

USMISSION IAEA VIENNA

USMISSION USBERLIN

AMCONSUL BOMBAY

C O N F I D E N T I A L BONN 04020

LIMDIS

E.O. 11652: XGDS-L

TAGS: ENRG, IN, GW, TECH

SUBJECT: BORSIG CASE

REF: A. STATE 057953; B. BONN 4019

1. EMBASSY APPRECIATES REF A WHICH ARRIVED AFTER REF B WAS TYPED. IN FORTHCOMING CONSULTATIONS WITH UK AND FRANCE, WE WILL URGE THEM TO MAKE SEPARATE DEMARCHES IN SUPPORT OF THOSE ALREADY MADE BY US IN BONN.

2. AS NOTED REF B, EMBOFF HAS ALREADY CALLED ATTENTION TO OMISSION OF LEAKAGE SPECIFICATIONS FROM DATA PRESENTED IN FRG NON-PAPER WHICH WERE ESSENTIALLY SAME AS THOSE SUBMITTED BY BORSIG AND FORWARDED AS USBERLIN 0336. IN FACT, THESE TWO DOCUMENTS ARE IDENTICAL IN
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MANY RESPECTS--CLEAR EVIDENCE THAT BORSIG AND FRG

FEDERAL MINISTRIES ARE IN CLOSE CONTACT.

3. WE WERE PARTICULARLY INTERESTED IN FACT THAT BORSIG WAS STILL SEEKING ALLIS-CHALMERS COMPRESSOR TECHNOLOGY AS LATE AS JANUARY. IT IS, OFCOURSE, NOT SURPRISING TO LEARN THAT DATA SUPPLIED BY BORSIG TO WEST BERLIN AUTHORITIES AND TO FEDERAL AUTHORITIES IS INCOMPLETE AND THAT THE COMPANY MAY BE CONCEALING ITS SENSITIVE COMMERCIAL CONTACTS WITH US FIRMS IN THIS CASE. FOR THIS REASON, WE SUGGESTED THAT CANADIAN COMPRESSOR SPECIFICATIONS MIGHT BE MORE COMPLETE AND OBJECTIVE (SEE PARA 4, BONN 20807). WHEN, AND IF, CURRENT BORSIG APPROACHES TO ALLIS-CHALMERS CAN BE DISCUSSED WITH FRG FOREIGN OFFICE, WE ASSUME THAT THIS WILL BE A DECISIVE FACTOR IN GAINING SUPPORT OF US POSITION AGAINST "TECHNICAL" OPPOSITION FROM TECHMIN AND ECONMINS. PLEASE ADVISE.

4. EMBASSY ALSO PLEASED TO LEARN THAT DEPARTMENT IS PREPARING FOR NSG TECHNICAL SUBGROUP MEETING AND FOR DEBATE ON COMPRESSOR SPECIFICATION CRITERIA. AS WE SIZE UP SITUATION HERE, FRG WILL ATTEMPT TO PARTICIPATE EFFECTIVELY IN THESE DISCUSSIONS. IT HAS OFTEN BEEN APPARENT IN CURRENT AND EARLIER DISCUSSIONS OF BOTH NEW AND OLD TRIGGER LISTS THAT FRG IS SEEKING SHARPLY TO DEFINE "MAXIMUM" OBLIGATIONS AND THAT ALL PHRASEOLOGY WHICH IMPLIES OPTIONAL OR "MINIMUM" OBLIGATIONS IS NOT REALLY ACCEPTED AS AN ACTION RESPONSIBILITY IF IT COULD HAVE AN UNFAVORABLE ECONOMIC IMPACT. IN OUR VIEW, EXPLICIT LANGUAGE DEFINING THIS "MAXIMUM" OBLIGATION SHOULD BE THE OBJECTIVE OF AN NSG TECHNICAL COMPRESSOR SUB-GROUP, IF BORSIG CASE IS TO BE RESOLVED WITHOUT ANY IMPLICATION THAT BORSIG AND WEST BERLIN ARE AT AN ECONOMIC DISADVANTAGE BY VIRTUE OF TRIPARTITE POWER TO ENFORCE OUR INTERPRETATIONS OF GUIDELINES AND TRIGGER LIST THROUGH ALLIED KOMMANDATURA ACTION.

5. OUR PLANNED CONSULTATIONS WITH UK SCIENCE COUNSELOR ABOUT HIS DRAFT ORAL STATEMENT SHOULD INCLUDE US VIEWS ABOUT UK CONCEPT THAT BORSIG COMPRESSORS

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REPRESENT A "TRANSFER OF FACILITIES OR MAJOR CRITICAL COMPONENTS THEREOF" UNDER PARA 3 OF PART B TRIGGER LIST COMMON CRITERIA FOR TECHNOLOGY TRANSFERS (SEE REF B). PLEASE ADVISE.
HILLENBRAND

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